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PTO/SB/21 (03-03) Approved for use through 04/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE are required to respond to a collection of information unless it displays a valid OMB control number. 1995, no persons TRADEMA Application Number 10/717,543 TRANSMITTAL Filing Date November 21, 2003 FORM First Named Inventor THOMAS GERLACH et al Art Unit 3721 (to be used for all correspondence after initial filing) **Examiner Name Attorney Docket Number** Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) to a Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): SUPPLEMENTAL INFORMATION Request for Refund Express Abandonment Request **DISCLOSURE STATEMENT** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm William D. Breneman, Esq. **BRENEMAN & GEORGES** Individual Signature خففند Date May 6, 2004

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PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

THOMAS GERLACH and DIRK DROEGE

MAY 0 6 2004

U.S. Serial No.: 10/717,543 Group Art Unit: 3721

Filed: November 21, 2003

Examiner:

For: STAPLING DEVICE

May 6, 2004

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner of Patents and Trademarks P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to Rule 56 of the Rules of Practice in Patent and Trademark Cases (37 CFR § 1.56) Applicants submit copies of supplemental references uncovered in a search report by the German Patent Office dated March 15, 2004 of prior art searched in Germany, Austria, Switzerland, France, Great Britain, USA, Japan (abstracts), USSR (abstracts), European Patent Office and WIPO. These references including literature are included on Form PTO-1449 appended hereto as Exhibit B and are as follows:

THOMAS GERLACH et al. U.S. Serial No.: 10/717,543

- U.S. Patent No. 5,005,751A (Manfred Radtke et al.) April 9, 1991
- U.S. Publ. 2002/0060388A1 (Hiroyuku Wakabyashi) May 23, 2002
- U.S. Patent No. 6,142,353 (Heinz Boss et al.) November 7, 2000
- U.S. Patent No. 5,772,198 (Kazushi Yamamoto) June 30, 1998
- U.S. Patent No. 5,147,557 (Jacques Meier) December 29, 1992

German References

DE 197 50 143 A1 (Brehmer Buchbindereimaschinen) April 9, 1991

Abstracts in English of the cited German references have been obtained where available and are included herewith as Exhibit A.

Although no fee is believed required for the Information Disclosure Statement, the Commissioner is hereby authorized to charge any additional fee or credit any overpayment which may be required by this Information Disclosure Statement to Deposit Account No. 02-3702.

THOMAS GERLACH et al.

U.S. Serial No.: 10/717,543

A <u>duplicate</u> copy of this sheet is attached.

Respectfully submitted,

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

MAY 0 6 2004

(Use as many sheets as necessary)

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Application Number	10/717,543			
Filing Date	November 21, 2003			
First Named Inventor	THOMAS GERLACH et al			
Art Unit	3721			
Examiner Name				
Attorney Docket Number				

Cuamina-	Cite	Danisa and Monte	Publication Date	DOCUMENTS	Daniel California Maria 14th
Examiner Initials*	No.1	Document Number Number-Kind Code ^{2 (f known)}	MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		^{US-} 5 005 751A	04-09-1991	Manfred Radtke et al	
		^{US-} 2002/0060388A1	05-23-2002	Hiroyuki Wakabayashi	
		^{US-} 6 142 353	11-07-2000	Heinz Boss et al	
		^{US-} 5 772 198	06-30-1998	Kazushi Yamamoto	
		^{US-} 5 147 557	12-29-1992	Jacques Meier	
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Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T⁵
	<u></u>	DE 197 50 143 A1	05-20-1999	Brehmer Buchbin		
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Translation is attached.

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